

# ***Oneida Tribal Judicial System***

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## **TRIAL COURT**

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**Suzette Diederich,  
Petitioner**

**Docket No: 13-TC-026**

**v.**

**Date: July 23, 2013**

**HRD/Benefits, and  
Crawford & Company,  
Respondents**

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## **ORDER**

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This petition has come before the Oneida Tribal Judicial System, Trial Court. Judicial Officers; Mary Adams, Jean M. Webster, and Leland Wigg-Ninham, presiding.

### **I Background**

On March 15, 2013 Petitioner, Suzette Diederich, filed her appeal against Respondents, HRD-Benefits and Crawford & Company decision to deny her Workers Compensation claim. Petitioner claims she suffered insect bites while on duty, which caused her lost wages of less than four-weeks. Respondents denied Petitioner's claim due to untimely filing and Petitioner provided no evidence to show alleged injury happened at work.

A hearing was scheduled for April 24, 2013 at 3:00 p.m. On April 24, 2013 Petitioner filed a Motion for Continuance due to medical problems pertaining to the current diagnosis of "Parasitosis" and possibility of contagious pathogens being spread. The Court granted Petitioner's motion for postponement for May 8, 2013 at 3:00 p.m.

At the May 8, 2013 hearing a Pre-trial scheduling order was issued among other deadlines the trial date of July 23, 2013.

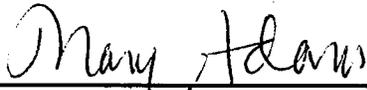
On July 22, 2013 Petitioner submitted her motion for dismissal. The Court grants Petitioner's motion for dismissal without prejudice in accordance with Rules of Civil Procedure, Rule 14 (A).

## II Decision

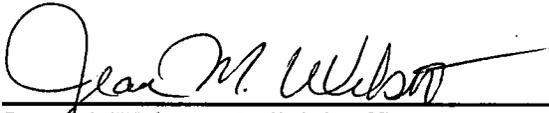
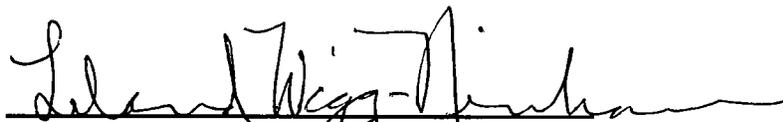
The Court grants Petitioner's motion for dismissal without prejudice.

It is so ordered.

By the authority vested in the Oneida Tribal Judicial System pursuant to Resolution 8-19-91A of the General Tribal Council it is so held on this 23<sup>rd</sup> day of July, 2013 in the matter of Suzette Diederich v. HRD/Benefits and Crawford & Company, Docket Number 13-TC-026.



Mary Adams, Lead Judicial Officer

  
Jean M. Webster, Judicial Officer  
Leland Wigg-Ninham, Judicial Officer